

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	: Fanger	Confirmation No.:	2408
U.S. Patent No.	: 7,776,047	Art Unit	: 3774
Filed	: 2/11/2004	Examiner	: Steward, Alvin J.
Title	: Guide For Spinal Tools, Implants and Devices		

CERTIFICATE OF TRANSMISSION			
I hereby certify that this correspondence is being electronically filed via EFS-Web to the Commissioner for Patents with the U.S. Patent and Trademark Office on:			
Name (print/type)	Amy Pelletier		
Signature	/Amy Pelletier/	Date	10/15/2010

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**COMMUNICATION REGARDING PATENT TERM ADJUSTMENT**

Applicants reviewed the USPTO calculation of the patent term adjustment for the above-referenced patent and believe that the patent term adjustment of 269 days calculated by the USPTO may be longer than appropriate.

The IDS filed on 10/12/2007 was filed 21 days after the filing of a Response on 9/21/2007. A second IDS was filed on 9/10/2009, 8 days after the filing of an RCE and Response on 9/2/2009. It is applicant's belief that the patent term should be reduced by 29 days to account for these delays and, thus, that the correct patent term adjustment for the above-referenced patent is 240 days.

Respectfully submitted,

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 Dated: October 15, 2010